

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

---

APPEAL FROM THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

---

Public Service Commission Docket Nos. 2018-319-E & 2018-318-E

---

Duke Energy Carolinas, LLC..... Appellant-Respondent,

v.

The South Carolina Office of Regulatory Staff, Hasala Dharmawardena, CMC Recycling, Cypress Creek Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South Carolina Coastal Conservation League, South Carolina Energy Users Committee, South Carolina Solar Business Alliance, Inc., the South Carolina State Conference of the National Association for the Advancement of Colored People, Upstate Forever, Vote Solar, and Walmart, Inc..... Respondents,

of whom,

South Carolina Energy Users Committee is ..... Respondent-Appellant.

---

Duke Energy Progress, LLC..... Appellant,

v.

The South Carolina Office of Regulatory Staff, Nucor Steel-South Carolina, Cypress Creek Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South Carolina Coastal Conservation League, South Carolina Energy Users Committee, South Carolina Solar Business Alliance, Incorporated, The South Carolina State Conference of the National Association for the Advancement of Colored People, Upstate Forever, Vote Solar, and Walmart, Inc., .. Respondents.

---

**PROOF OF SERVICE**

---

Pursuant to the Supreme Court’s Order “Operation of the Appellate Courts During the Coronavirus Emergency” dated March 20, 2020, I certify that I have served the *Record on Appeal* and the *Certificate of Appellant/Appellant-Respondent* on the following parties on this the 4th day of September 2020, by electronic mail “using the lawyer’s primary e-mail address listed in the

Attorney Information System (AIS). For attorneys admitted pro hac vice, service on the associated South Carolina lawyer under this method of service shall be construed as service on the pro hac vice attorney; if appropriate, it is the responsibility of the associated lawyer to provide a copy to the pro hac vice attorney.” A copy of the email transmitting the documents is attached. Service has been made on the following (as indicated):

Jeffery M. Nelson (via email only)  
 Jenny R. Pittman (via email only)  
 C. Lessie Hammonds (via email only)  
 Andrew M. Bateman (via email only)  
 Alexander W. Knowles (via email only)  
 Christopher M. Huber (via email only)  
 Office of Regulatory Staff  
 1401 Main Street, Suite 900  
 Columbia, SC 29201  
[jnelson@ors.sc.gov](mailto:jnelson@ors.sc.gov)  
[jpittman@ors.sc.gov](mailto:jpittman@ors.sc.gov)  
[lhammonds@ors.sc.gov](mailto:lhammonds@ors.sc.gov)  
[abateman@ors.sc.gov](mailto:abateman@ors.sc.gov)  
[chuber@ors.sc.gov](mailto:chuber@ors.sc.gov)  
[aknowles@ors.sc.gov](mailto:aknowles@ors.sc.gov)  
 Wallace K. Lightsey (via email only)  
 Wyche, P.A.  
 200 East Camperdown Way  
 Greenville, SC 29601-2972  
[wlightsey@wyche.com](mailto:wlightsey@wyche.com)  
 Attorneys for The South Carolina Office of  
 Regulatory Staff

L. Rebecca Dover (via email only)  
 Carolyn Grube-Lybarker (via email only)  
 SC Department of Consumer Affairs  
 P.O. Box 5757  
 Columbia, SC 29250  
[bdover@scconsumer.gov](mailto:bdover@scconsumer.gov)  
[clybarker@scconsumer.gov](mailto:clybarker@scconsumer.gov)  
 Attorneys for SC Department of Consumer  
 Affairs

Richard L. Whitt (via email only)  
 Whitt Law Firm, LLC  
 401 Western Lane, Suite E  
 Irmo, SC 29063  
[richard@rlwhitt.law](mailto:richard@rlwhitt.law)  
 Attorneys for Cypress Creek Renewables,  
 LLC and S.C. Solar Business Alliance, Inc.

Scott Elliott (via email only)  
 Elliott & Elliott, P.A.  
 1508 Lady Street  
 Columbia, SC 29201  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)  
 Attorneys for S.C. Energy Users Committee

Hasala Dharmawardena (via email only)  
 145 Cochran Road, Unit 4  
 Clemson, SC 29631  
[hasala@ieee.org](mailto:hasala@ieee.org)  
*Pro Se*

Alexander G. Shissias (via email only)  
 The Shissias Law Firm, LLC  
 1727 Hampton Street  
 Columbia, SC 29201  
[alex@shissiaslawfirm.com](mailto:alex@shissiaslawfirm.com)  
 Attorneys for CMC Recycling

Bess J. DuRant (via email only)  
Sowell & DuRant, LLC  
1325 Park Street, Suite 100  
Columbia, SC 29201  
[bdurant@sowelldurant.com](mailto:bdurant@sowelldurant.com)  
Thadeus B. Culley (via email only)  
1911 Ephesus Church Road  
Chapel Hill, NC 27517  
[thad@votesolar.org](mailto:thad@votesolar.org)  
Attorneys for Vote Solar

Carrie H. Grundmann (via email only)  
Stephanie U. Eaton (via email only)  
Spilman Thomas & Battle, PLLC  
110 Oakwood Drive, Suite 500  
Winston-Salem, NC 27103  
[cgrundmann@spilmanlaw.com](mailto:cgrundmann@spilmanlaw.com)  
[seaton@spilmanlaw.com](mailto:seaton@spilmanlaw.com)  
Derick P. Williamson (via email only)  
Spilman Thomas & Battle, PLLC  
1100 Bent Creek Blvd., Suite 101  
Mechanicsburg, PA 17050  
[dwilliamson@spilmanlaw.com](mailto:dwilliamson@spilmanlaw.com)  
Attorneys for Walmart, Inc.

Robert R. Smith, II (via email only)  
Moore & Van Allen, PLLC  
100 North Tryon Street, Suite 4700  
Charlotte, NC 28202  
[robsmith@mvalaw.com](mailto:robsmith@mvalaw.com)  
Garrett A. Stone (via email only)  
Michael K. Lavanga (via email only)  
Stone Mattheis Xenopoulos & Brew, PC  
8<sup>th</sup> Floor, West Tower  
1025 Thomas Jefferson Street, NW  
Washington, DC 20007-5201  
[gas@smxblaw.com](mailto:gas@smxblaw.com)  
[mkl@smxblaw.com](mailto:mkl@smxblaw.com)  
Attorneys for Nucor Steel-South Carolina

James Blanding Holman IV (via email only)  
Southern Environmental Law Center  
Suite 200  
525 East Bay Street  
Charleston, SC 29403  
[bholman@selcsc.org](mailto:bholman@selcsc.org)  
David L. Neal (via email only)  
Gudrun Elise Thompson (via email only)  
Southern Environmental Law Center  
601 West Rosemary Street, Unit 220  
Chapel Hill, NC 27516-2356  
[gthompson@selcnc.org](mailto:gthompson@selcnc.org)  
[dneal@selcnc.org](mailto:dneal@selcnc.org)  
Attorneys for S.C. Coastal Conservation  
League, Upstate Forever, and the South  
Carolina State Conference of the National  
Association for the Advancement  
of Colored People

Robert Guild (via email only)  
314 Pall Mall St.  
Columbia, SC 29201  
[bguild@mindspring.com](mailto:bguild@mindspring.com)  
Bridget M. Lee (via email only)  
50 F Street, NW, Floor 8  
Washington, DC 20001  
[bridget.lee@sierraclub.org](mailto:bridget.lee@sierraclub.org)  
Attorneys for the Sierra Club



Janice Barry, Legal Secretary  
Haynsworth Sinkler Boyd, P.A.  
P.O. Box 2048  
Greenville, SC 29602  
864.240.3223

**Barry, Janice**

---

**From:** Barry, Janice  
**Sent:** Friday, September 4, 2020 11:06 AM  
**To:** 'jnelson@ors.sc.gov'; 'jpittman@ors.sc.gov'; 'lhammonds@ors.sc.gov';  
 'abateman@ors.sc.gov'; 'chuber@ors.sc.gov'; 'aknowles@ors.sc.gov';  
 'wlightsey@wyche.com'; 'bdover@scconsumer.gov'; 'clybarker@scconsumer.gov';  
 'bdurant@sowelldurant.com'; 'thad@votesolar.org'; 'cgrundmann@spilmanlaw.com';  
 'seaton@spilmanlaw.com'; 'dwilliamson@spilmanlaw.com'; 'robsmith@mvalaw.com';  
 'gas@smxblaw.com'; 'mkl@smxblaw.com'; 'richard@rlwhitt.law'; 'sellott@elliottlaw.us';  
 'hasala@ieee.org'; 'alex@shissiaslawfirm.com'; 'bholman@selcsc.org';  
 'gthompson@selcnc.org'; 'dneal@selcnc.org'; 'bguild@mindspring.com';  
 'bridget.lee@sierraclub.org'; 'fellerbe@robinsongray.com'; 'rstepp@robinsongray.com';  
 'tommullikin@mullikinlaw.com'; 'thawkins@robinsongray.com'; 'heather.smith@duke-energy.com'  
**Cc:** Spruill, Sarah; MacDonald, Wendy  
**Subject:** Duke Energy Carolinas/Duke Energy Progress v. The SC Office of Regulatory Staff, et al.;  
 Appellate Case Nos.: 2019-001900 and 2019-001904  
**Attachments:** DM-#6379591-v1-Certificate\_of\_Appellant-Respondent.pdf; DM-#6380792-v1-  
 COS\_for\_Record\_on\_Appeal\_of\_Duke\_Energy\_Carolinas\_LLC\_and\_Duke\_Energy\_Progress  
 \_LLC\_and\_the\_Certificate\_of\_Appellant-Respondent.pdf  
**ProfileOnSend:** 1

Attached for service upon you is a Sharefile containing Duke Energy Carolinas/Duke Energy Progress' Record on Appeal. Also attached is the Certificate of Appellant-Respondent.

The Sharefile will be available for 90 days with no password required.

We are not filing the Record at this time so please let Sarah know if you see anything that needs to be corrected, and we will make any corrections before filing.

Please contact us if you have any questions regarding this matter.

Thank you.

<https://hsblawfirm.sharefile.com/d-s01d3419d56a40149>

---

**HAYNSWORTH  
SINKLER BOYD**

Janice M. Barry | Legal Secretary  
 Direct 864.240.3223 | jbarry@hsblawfirm.com  
 Haynsworth Sinkler Boyd, P.A.  
 ONE North Main, 2nd Floor | Greenville, SC 29601

Main 864.240.3200 | Fax 864.240.3300

[Web](#) | [Map](#) | [Blog](#)